

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

**IN RE: DEALER MANAGEMENT
SYSTEMS ANTITRUST LITIGATION**

This Document Relates To:

THE DEALERSHIP CLASS ACTION

MDL No. 2817
Case No. 18-cv-00864

Honorable Robert M. Dow, Jr.
Magistrate Judge Jeffrey T. Gilbert

NOTICE OF MOTION

To: All Counsel of Record

YOU ARE HEREBY NOTIFIED THAT on Tuesday, October 2, 2018 at 9:15 a.m., in Room 2303, or as soon thereafter as counsel may be heard, we shall appear before the Honorable Robert M. Dow, Jr., or any Judge presiding in that courtroom in the United States District Court for the Northern District of Illinois, Eastern Division, and shall then and there present **DEALERSHIP PLAINTIFFS' MOTION (1) TO STRIKE THE SECOND DECLARATION OF JEFFREY SCOTT CHERRY AND THE EXHIBITS THERETO, AND ANY ARGUMENT BASED ON THOSE DOCUMENTS IN DEFENDANT THE REYNOLDS AND REYNOLDS COMPANY'S MOTION TO DISMISS REPLY BRIEFING, AND (2) TO STRIKE OR DENY REYNOLDS' REQUEST FOR THE COURT TO RECONSIDER ITS PRIOR RULING CONCERNING ITS DISREGARD OF ARGUMENTS BASED ON THE "MASTER AGREEMENT"**, a copy of which has been served upon you.

Dated: September 25, 2018

Respectfully submitted,

/s/ Peggy J. Wedgworth

Peggy J. Wedgworth (pro hac vice)

Dealership Interim Lead Class Counsel

Elizabeth McKenna (pro hac vice)

MILBERG TADLER PHILLIPS

GROSSMAN LLP

One Pennsylvania Plaza, 19th Floor

New York, NY 10119

Tel: (212) 594-5300

Fax: (212) 868-1229

pwedgworth@milberg.com

emckenna@milberg.com

Leonard A. Bellavia (pro hac vice)
Plaintiffs' Steering Committee
Steven Blatt
BELLAVIA BLATT, PC
200 Old Country Road, Suite 400
Mineola, New York 11501
Tel: (516) 873-3000
Fax: (516) 873-9032
lbellavia@dealerlaw.com
sblatt@dealerlaw.com

Daniel C. Hedlund (pro hac vice)
Plaintiffs' Steering Committee
Michelle J. Looby (pro hac vice)
Plaintiffs' Steering Committee
Daniel E. Gustafson
David A. Goodwin
Daniel J. Nordin
GUSTAFSON GLUEK PLLC
Canadian Pacific Plaza
120 South Sixth Street, Suite 2600
Minneapolis, MN 55402
Tel: (612) 333-8844
Fax: (612) 339-6622
dgustafson@gustafsongluek.com
dhedlund@gustafsongluek.com
dgoodwin@gustafsongluek.com
mlooby@gustafsongluek.com
dnordin@gustafsongluek.com

James E. Barz
Plaintiffs' Steering Committee
Frank Richter
Plaintiffs' Steering Committee
**ROBBINS GELLER RUDMAN &
DOWD LLP**
200 South Wacker Drive, 31st Floor
Chicago, IL 60606
Tel: (312) 674-4674
Fax: (312) 674-4676
jbarz@rgrdlaw.com
frichter@rgrdlaw.com

David W. Mitchell (pro hac vice)
Alexandra S. Bernay
Carmen A. Medici
**ROBBINS GELLER RUDMAN &
DOWD LLP**
655 West Broadway, Suite 1900
San Diego, CA 92101
Tel: (619) 231-1058
Fax (619) 231-7423
davidm@rgrdlaw.com
xanb@rgrdlaw.com
cmedici@rgrdlaw.com

Robert A. Clifford
Liaison Counsel
Shannon M. McNulty
Kristofer S. Riddle
CLIFFORD LAW OFFICES, P.C.
120 N. LaSalle Street, 31 Floor
Chicago, Illinois 60602
Tel: (312) 899-9090
Fax: (312) 251-1160
RAC4cliffordlaw.com
SN4M@cliffordlaw.com
KSR@cliffordlaw.com

CERTIFICATE OF SERVICE

I, Peggy J. Wedgworth, an attorney, hereby certify that on September 25, 2018, I caused a true and correct copy of the foregoing NOTICE OF MOTION – DEALERSHIP PLAINTIFFS’ MOTION (1) TO STRIKE THE SECOND DECLARATION OF JEFFREY SCOTT CHERRY AND THE EXHIBITS THERETO, AND ANY ARGUMENT BASED ON THOSE DOCUMENTS IN DEFENDANT THE REYNOLDS AND REYNOLDS COMPANY’S MOTION TO DISMISS REPLY BRIEFING, AND (2) TO STRIKE OR DENY REYNOLDS’ REQUEST FOR THE COURT TO RECONSIDER ITS PRIOR RULING CONCERNING ITS DISREGARD OF ARGUMENTS BASED ON THE “MASTER AGREEMENT” to be filed and served electronically via the Court’s CM/ECF system. Notice of this filing will be sent by e-mail to all parties by operation of the Court’s electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court’s CM/ECF System.

/s/ Peggy J. Wedgworth

Peggy J. Wedgworth

MILBERG TADLER PHILLIPS GROSSMAN LLP

One Pennsylvania Plaza, 19th Floor

New York, NY 10119

(212) 594-5300

pwedgworth@milberg.com